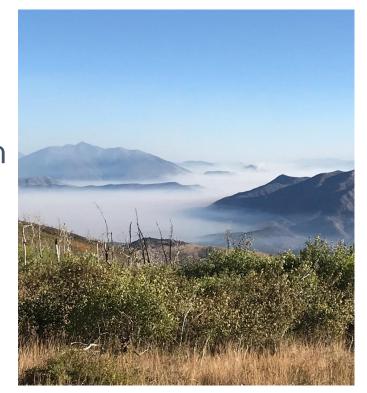


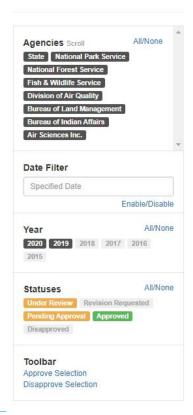
Utah Smoke Management Program

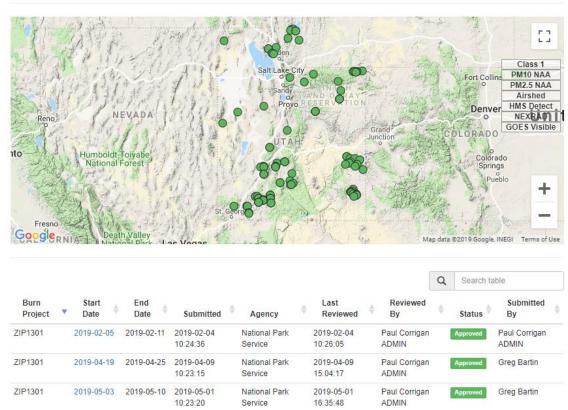
The program is a required element of Utah's State Implementation Plan (SIP) for Regional Haze.

It is designed to mitigate the impact on public health of prescribed fires and wildfires by establishing requirements of land owners, state and federal agencies that conduct prescribed fires and actions necessary by the wildfire coordinators during a wildfire event.



Enhanced Smoke Management Program







Background of R307-240

During the 2020 General Legislative Session, the Legislature passed H.B. 92, Fire Amendments. The bill requires the Director of the Division of Air Quality to, under certain conditions, approve prescribed burns that do not meet the clearing index requirement set forth in R307-204, Emission Standards.



Background of R307-240

To implement the changes of H.B. 92 a proposed rule R307-240 was approved by the Air Quality Board to solicit public comment at the August 5, 2020 meeting.

The rule is scheduled for final adoption at the November 4, 2020 meeting.



Under R307-240

Prescribed fires can be approved by the Director in remote areas of the state when there is either good air mixing or a demonstration that the smoke will not impact public health or visibility at National Parks.



Criteria for Rulemaking under S.B.6004 (19-1-207 (1))	R307-240
(a) a state rule related to a federally-delegated program;	Implements a federal requirement for an enhanced smoke management program and aligns the rule with new statutory requirements
(b) a rule mandated by statute to be made, amended, or repealed on or before July 1, 2020; or	Mandated by 2020 H.B. 92 Effective 5/12/2020
(c) subject to Subsection (2), a rule that is necessary because failure to make, amend, or repeal the rule will:	
(i) cause an imminent peril to the public health, safety, or welfare;	
(ii) cause an imminent budget reduction because of budget restraints or federal requirements;	
(iii) place the agency in violation of federal or state law; or	
(iv) fail to provide regulatory relief.	Provides regulatory relief to allow for additional opportunities to burn when the NWS clearing index is below 500 in order to meet safety or land management objectives

